

105TH CONGRESS
2D SESSION

S. 1593

To amend the Controlled Substances Act and the Controlled Substances Import and Export Act with respect to penalties for powder cocaine and crack cocaine offenses.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 2, 1998

Mr. ALLARD (for himself and Mr. BREAU) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Controlled Substances Act and the Controlled Substances Import and Export Act with respect to penalties for powder cocaine and crack cocaine offenses.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Powder-Crack Cocaine
5 Penalty Equalization Act of 1998”.

6 **SEC. 2. TRAFFICKING.**

7 (a) 50-GRAM PENALTY.—Section 401(b)(1)(A) of the
8 Controlled Substances Act (21 U.S.C. 841(b)(1)(A)) is
9 amended—

1 (1) in clause (ii), by striking “5 kilograms” and
2 inserting “50 grams”;

3 (2) by striking clause (iii); and

4 (3) by redesignating clauses (iv) through (viii)
5 as clauses (iii) through (vii), respectively.

6 (b) 5-GRAM PENALTY.—Section 401(b)(1)(B) of the
7 Controlled Substances Act (21 U.S.C. 841(b)(1)(B)) is
8 amended—

9 (1) in clause (ii), by striking “500 grams” and
10 inserting “5 grams”;

11 (2) by striking clause (iii); and

12 (3) by redesignating clauses (iv) through (viii)
13 as clauses (iii) through (vii), respectively.

14 **SEC. 3. IMPORT AND EXPORT.**

15 (a) 50-GRAM PENALTY.—Section 1010(b)(1) of the
16 Controlled Substances Import and Export Act (21 U.S.C.
17 960(b)(1)) is amended—

18 (1) in subparagraph (B), by striking “5 kilo-
19 grams” and inserting “50 grams”;

20 (2) by striking subparagraph (C); and

21 (3) by redesignating subparagraphs (D)
22 through (H) as subparagraphs (C) through (G), re-
23 spectively.

1 (b) 5-GRAM PENALTY.—Section 1010(b)(2) of the
2 Controlled Substances Import and Export Act (21 U.S.C.
3 960(b)(2)) is amended—

4 (1) in subparagraph (B), by striking “500
5 grams” and inserting “5 grams”;

6 (2) by striking subparagraph (C); and

7 (3) by redesignating subparagraphs (D)
8 through (H) as subparagraphs (C) through (G), re-
9 spectively.

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